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Legal Department
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Subject:— Opinions Under the Indian Police.

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- 1.	ON. 10749 26.9.49	The Police Act, 1861. Sec. 2 - Police Establishment under a Provincial Govt. - Definition of Police force.	1 -

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The Police Act of 1861 provides for the reorganisation of thepolice force. Under section 2 of that Act the entire police establishment under a Provincial Government shall for the purposes of the Act be deemed to be one police force. Section 3 vests the superintendence of the police throughout a general police-district in the Provincial Government. These appear to be the only two sections which lay down principles not obtaining in the City of Bombay Police Act, 1902, or the Bombay District Police Act, 1890. The other provisions in the Police Act about the appointment, of the officers, their powers and duties, restrictions on resignations (sec. 9) appointment of additional and special police (secs. 13-15) awarding compensation to persons suffering from the misconduct of the inhabitants (sec. 15-A), offenc on roads and other open places (sec. 34) etc., are not new to the other two Acts. But even with regard to sections 2 and 3, it may be stated that in view of the enactment of the Police Forces (Control and Direction) Act, 1949, (Bom. XVI of 1949) which has been enacted for facilitating the amalgamation of thePolice Forces these provisions are not now new to the Police in law. There do not, therefore, appear to be any additionnl advantages in applying the Police Act, 1861.

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Additional Sec retary to Government.

U.R. to H.D. No. 10747 , dated 26th September 194

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